

NOV 04 2004

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence, totaling 4 pages including facsimile cover sheet and recited attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 703-872-8306 (Central number) on the below date:

Date: November 4, 2004 Name: Jonathan P. Taylor, Reg. No. 48,338 Signature: 

BRINKS
HOFER
GILSON
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Gary L. Shanklin et al.

Appln. No.: 09/753,134

Filed: December 29, 2000

For: ANTIMICROBIAL ABSORBENT
ARTICLE, AND METHODS OF
MAKING AND USING THE SAME

Examiner: Lynda Salvatore

Art Unit: 1771

Attorney Docket No: 659-766

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Supplemental Request for Reconsideration; and Terminal Disclaimer
☐ Return Receipt Postcard

Fee calculation:

- ☒ No additional fee is required.
☐ Small Entity.
☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(____).
☐ An additional filing fee has been calculated as shown below:

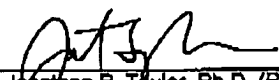
					Small Entity		Not a Small Entity		
	Claims Remaining After Amendment	Minus	Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$9=			x \$18=	
Indep.		Minus			x 44=			x \$88=	
First Presentation of Multiple Dep. Claim					+\$150=			+\$300=	
					Total	\$		Total	\$

Fee payment:

- ☐ A check in the amount of \$_____ is enclosed.
☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted.

November 4, 2004
Date


Jonathan P. Taylor, Ph.D. (Reg. No. 48,338)

BRINKS
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I hereby certify that this correspondence is being sent via facsimile to Examiner Lynda Salvatore at 703-872-9306, Group 1771, to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on November 4, 2004.

Jonathan P. Taylor, Reg. No. 48,338

Name of applicant, assignee or
Registered Representative


Signature

11-4-04
Date of Signature

Our Case No. 659/766

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Gary L. Shanklin)

Serial No. 09/753,134)

Filing Date: December 29, 2000)

For ANTIMICROBIAL ABSORBENT)
ARTICLE, AND METHODS OF)
MAKING AND USING THE SAME)

Examiner Lynda Salvatore

Group Art Unit No. 1771

SUPPLEMENTAL REQUEST FOR RECONSIDERATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This communication is to supplement the Request for Reconsideration filed on October 1, 2004. This Request for Reconsideration included a terminal disclaimer pursuant to 37 CFR 1.321(c) with respect to U.S. Pat. No. 6,054,020, which is commonly owned by Kimberly-Clark Worldwide, Inc.

Appl. No. 09/753,134

Supplemental Response dated November 4, 2004

Applicants would like to thank Examiner Salvatore for contacting Applicants' representative by telephone on October 28, 2004. In this discussion, the Examiner noted that the Terminal Disclaimer filed October 1, 2004 had been identified by the U.S. Patent & Trademark Office as improper. This impropriety is related to a typographical error in the document regarding the percent interest of the present application that is owned by Kimberly-Clark Worldwide, Inc.

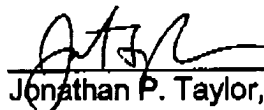
Attached for filing is a corrected Terminal Disclaimer pursuant to 37 CFR 1.321(c) with respect to U.S. Pat. No. 6,054,020. This corrected document lists the percent interest of Kimberly-Clark Worldwide, Inc. as 100 percent. The terminal disclaimer fee under 37 CFR 1.20(d) is not included with the present filing, as a check for this fee was included in the filing of October 1, 2004.

CONCLUSION

In conclusion, all of the grounds raised in the outstanding Office Action for rejecting the application are believed to be overcome or rendered moot based on the remarks above. Thus, it is respectfully submitted that all of the presently presented claims are in form for allowance, and such action is requested in due course. Should the Examiner feel a discussion would expedite the prosecution of this application, the Examiner is kindly invited to contact the undersigned.

Respectfully submitted,

November 4, 2004


Jonathan P. Taylor, Ph.D.
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